

20080325130404

CM PRODUCE, LLC
- against -
V.S.V. SUBZI MANDI OF JACKSON HEIGHTS, INC., ET AL

Petitioner(s)
Plaintiff(s)
Respondent(s)
Defendant(s)

AFFIDAVIT
OF SERVICE
INDEX#
08 CV 2884(RWS)

STATE OF: NY - COUNTY OF: Suffolk ss:

Curtis Warren, being duly sworn deposes and says deponent is not a party to this action, is over the age of 18 and resides in NY.
that on date/time: 3-27-08, 5:11pm at 72-30 37TH AVE JACKSON HEIGHTS NY 11372
deponent served the within: SUMMONS, COMPLAINT

[] Summons, Spanish summons & complaint, the language required by NRCRR 2900.2(e), (f) & (h) was set forth on the face of the summons(es)

In: VSV SUBZI MANDI OF JACKSON HEIGHTS, INC.

Defendant Respondent Witness (hereinafter called the recipient) therein named.

INDIVIDUAL By personally delivering to and leaving with said VSV SUBZI MANDI OF JACKSON HEIGHTS, INC
and that he knew the person so served to be the person mentioned and described in said SUMMONS, COMPLAINT

ORPORATION By delivering to and leaving with Raj Singh
at 72-30 37th Ave, Jackson Heights NY 11372
and that he knew the person so served to be the authorized agent of the corporation.

UITABLE
GE PERSON Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person:
By delivering a true copy thereof to and leaving with _____
a person of suitable age and discretion at _____
the said premises being the recipient's [] Dwelling/Usual place of abode [] Actual place of business within the State of New York.

FFIXING TO
LOOR, ETC. By affixing a true copy thereof to the door of said premises, the same being the recipient's
[] Dwelling/Usual place of abode [] Actual place of business within the State of New York. Deponent had previously attempted to serve
the above named recipient on/at: 1. _____ 2. _____ 3. _____
Deponent spoke with _____ who stated to deponent that the said recipient(s)
lived at the aforementioned address, but did not know recipient's place of employment.

AILING TO
ESIDENCE Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient
to recipient's last known residence at _____
and deposited said envelope in an official repository under the exclusive care and custody of the US Postal Service
within New York State on _____.

AILING TO
USINESS Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient
to recipient's actual place of business at _____
in an official repository under the exclusive care and custody of the US Postal Service within New York State. The envelope bore the
legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication
was from an attorney or concerned an action against the recipient and mailed on _____.

DEPONENT STATES THAT THE INDEX # AND FILING DATE WERE CLEARLY VISIBLE ON THE SUMMONS.

DESCRIPTION OF THE RECIPIENT OR OTHER PERSON SERVED OR SPOKEN TO ON BEHALF OF THE RECIPIENT IS AS:

'OID WITHOUT
IESCRPTION Male White Skin Black Hair White Hair 14 - 20 Yrs. Under 5' Under 100 Lbs.
 Female Black Skin Brown Hair Balding 21 - 35 Yrs. 5'0" - 5'3" 100 - 130 Lbs.
 Yellow Skin Blonde Hair Moustache 36 - 50 Yrs. 5'4" - 5'8" 131 - 160 Lbs.
 Brown Skin Gray Hair Beard 51 - 65 Yrs. 5'9" - 6'0" 161 - 200 Lbs.
 Red Skin Red Hair Glasses Over 65 Yrs. Over 6' Over 200 Lbs.

Other identifying features: _____

WITNESS FEE Witness fee of \$0 the authorizing traveling expenses and one day's witness fee:
[] was paid (tendered) to the recipient [] was mailed to the witness with subpoena copy.

MILITARY
ERVICE I asked the person spoken to whether defendant was in active military service of the United States or of the state of New York in any
capacity whatsoever and received a negative reply. Defendant wore civilian clothes and no military uniform. The source of my
information and the grounds of my belief are the conversations and observations above narrated.

I subscribed and Sworn to me this

28th day of March, 2008

Notary Signature: Curtis Warren

Name of Notary

Commission Expiration

I, Curtis Warren 870667,
was at the time of service a competent adult
not having a direct interest in the litigation.
I declare under penalty of perjury that the
foregoing is true and correct.

Signature of Process Server

Date

CARLA M ELLIS
NOTARY PUBLIC STATE OF NEW YORK
NO 0011120
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES AUGUST 3, 2014

PP

FILED

Stamped copy will
arrive shortly